

**Barnes, Iaccarino, Virginia, Ambinder & Shepherd, PLLC**  
**ATTORNEYS AT LAW**

3 Surrey Lane  
 Hempstead, New York 11550  
 (516) 483-2990  
 Fax: (516) 483-0566

258 Saw Mill River Road  
 Elmsford, New York 10523  
 (914) 592-5740  
 Fax: (914) 592-3213

111 Broadway  
 Trinity Centre  
 Suite 1403  
 New York, New York 10006  
 (212) 943-9080  
 Fax: (212) 943-9082

August 1, 2008

Hon. Stephen C. Robinson  
 U.S. District Judge  
 United States Courthouse  
 300 Quarropas Street  
 White Plains, NY 10601

**MEMO ENDORSED**

Re: Local 456, Int'l Brotherhood of Teamsters v.  
All Rock Crushing, Inc.  
 08 - Civ. - 1894 (SCR)

Dear Judge Robinson:

Enclosed please find courtesy copies for the Court of plaintiff's opposition and cross-motion papers, which were electronically filed on July 28, 2008, relating to defendant's motion to vacate an arbitration award:

- Notice of Cross-Motion (Document 11)
- Declaration of Steven H. Kern (Document 12)
- Affidavit of Jeffrey Beck (Document 14)
- Affidavit of Andrew Mackle (Document 15)
- Affidavit of Jane Gordineer (Document 13)
- Plaintiff's Memorandum of Law (Document 16)

I have not yet heard back from counsel for defendant regarding a schedule for the remainder of briefing of these motions.

Thank you for your consideration.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: _____

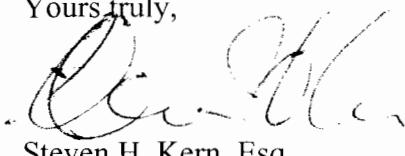
cc: George Kokkatenos, Esq.

Jeff Beck  
 Kevin Curry, Local 456 (fax)

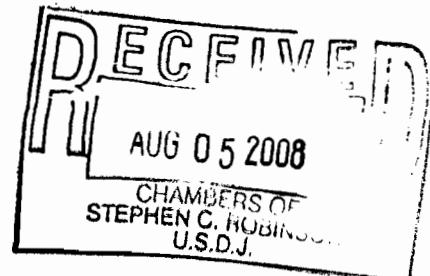
F:\LEGAL\456\All Rock Crushing\Court\09.doc

Any reply and/or opposition  
 by defendants is to be  
 filed by 9/11/08.  
 Any reply by Plaintiff is  
 to be filed by 9/25/08

Yours truly,



Steven H. Kern, Esq.



SO ORDERED

  
 STEPHEN C. ROBINSON  
 UNITED STATES DISTRICT JUDGE